

DD/A 81-1136/9

1981

DDA REGISTRY

FILE: Records

MEMORANDUM FOR: General Counsel

ATTENTION:

FROM:

Harry E. Fitzwater
Deputy Director for Administration

SUBJECT:

Accounting of Disclosures of Records Made to
Persons or Entities Outside the CIA

REFERENCE:

OGC Multiple Addressee Memo, dtd 26 May 81,
same Subject (OGC 81-04296)

Attached are DDA Office responses to the referent memorandum. If you have any questions or require clarification, please contact my Office Directors directly.

/s/ William N. Hart

Harry E. Fitzwater

Attachments

AEO/DDA/:ba(5Jun81)

- 0 - Adse w/atts
- 1 - D/OC w/o atts
- 1 - D/ODP w/o atts
- 1 - D/OF w/o atts
- 1 - D/OIS w/o atts
- 1 - D/OL w/o atts
- 1 - D/OMS w/o atts
- 1 - D/OS w/o atts
- 1 - D/OTE w/o atts
- 1 - DDA Subj w/atts
- 1 - DDA Chrono w/o atts
- 1 - HEF w/o atts
- 1 - EO Chrono w/o atts

STAT

Approved For Release 2005/08/02 : CIA-RDP84B00890R000600140013-5

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1. The Office of Security does not unilaterally release information to individuals or entities outside of the U.S. Government. Freedom of Information Act, Privacy Act and E.O. 12065 actions are channeled instead through the Information and Privacy Division of Office of Information Services. Likewise, OGC, OLC and the Publications Review Board serve as the OS conduit for matters arising from litigation, congressional inquiries, Executive Branch actions and manuscript reviews.

2. The Office of Security (OS) does release investigative data directly to other Government agencies through both the Liaison Section and the Certification Section (CD/6) of the Personnel Security and Investigations Directorate (PSI). The Security Analysis Group of PSI performs a similar function for counterintelligence information. All three units maintain manual records of disclosures outside of OS which include the date, nature and purpose of each disclosure as well as the name and address of each person or entity to whom such a disclosure is made. OS anticipates that an automated record of these disclosure actions will be developed circa 1985.

3. The third element of the Office of Security which routinely transmits information outside is the Special Security Center (SSC) of the Policy and Management Directorate. At present, the SSC's [redacted] 4C data base contains names and identifying data on approximately 168,000 individuals authorized access to Sensitive Compartmented Information (SCI). As the Office of General Counsel is aware from recent meetings with [redacted] Chief, Special Security Center, there is no practical way to "record" and maintain an audit trail of all disclosures from [redacted] or 4C outside CIA, either for five years or the life of the record. To cite one example of the difficulty, SSC produces 85 hard copy printouts and 100 microfiche both for CIA and the Intelligence Community every month. There is simply no logical way for OS to accurately record how often the Army, for example, consults these printouts. Yet this would appear to be a "disclosure outside CIA" as defined by OGC. Even if it were possible to build an electronic audit trail to record every 4C transaction, SSC's [redacted] experience suggests that in time the audit trail would become larger than the data base. Since OGC has been in direct contact with OS to find a mutually acceptable solution to this particular aspect of the OS disclosure question, this memorandum will not attempt to resolve the issue.